Acknowledgment and Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant Ent 251386 Bk 430 Pt 122
Date: 09-MAY-2008 4:13PM
Fee: None
Filed By: CT
LES BARKER, Recorder
GARFIELD COUNTY CORPORATION
For: GOVERNOR/STATE OF UTAH

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Garfield County as it pertains to the highway located in Garfield County known as HILLSDALE TV TOWER ROAD; County Road Number: 0324; State Geographic Information Database (SGID) Road Identification Number: RD090062. Total road length is 1.4 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Page 1 of 2 SGID Road Identification Number RD ID: RD090062

Internet at http://recorded2477roads.utah.gov.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 23 day of Apric , 200 8.

By the Governor's Designee

CERTIFICATION

State of Utah : SS County of Salt Lake

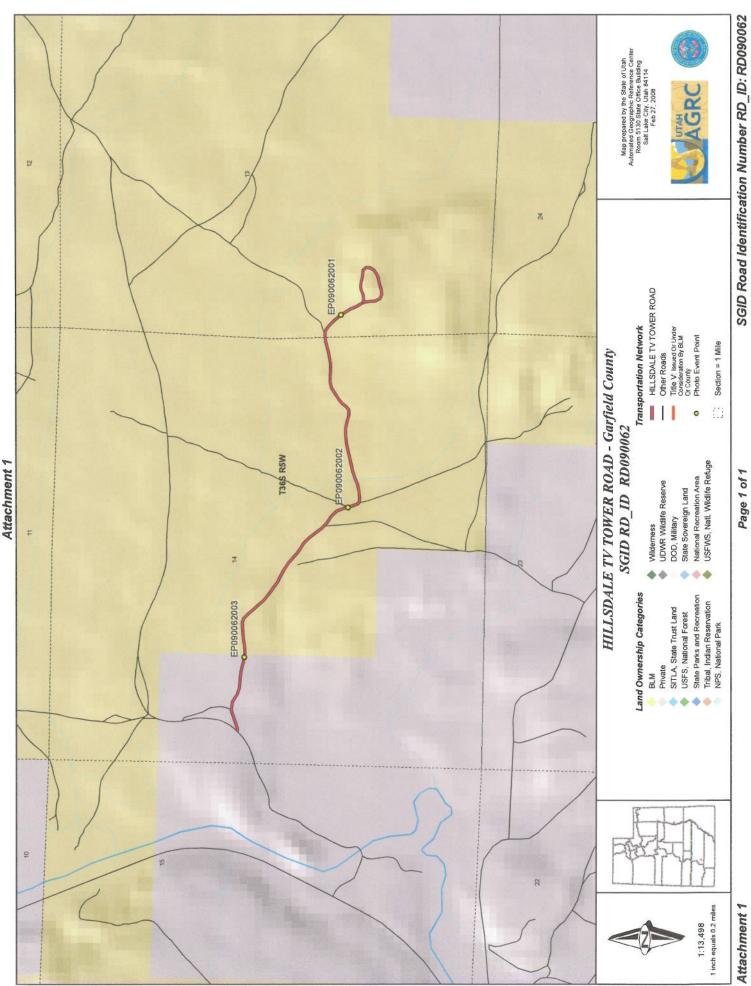
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

5110 State Office Bldg Salt Lake City, Utah 84114

Dated this 23 rd day of april, 200 8.

Pamela 3. Blackham

Notary Public



Ent 251386 Bk 0430 Pg 0124

Attachment 2







EP000000000

EP000000000

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HILLSDALE TV TOWER ROAD - Garfield County SGID RD_ID RD090062

Map prepared by the State of Utah Automated Geographic Reference Center Room 5130 State Office Building Salt Lake City, Utah 84114 February 29, 2008



Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: HILLSDALE TV TOWER ROAD

County: Garfield

County Road Number: 0324

State Geographic Information Database (SGID) Road Identification Number: RD090062.

Total Road Length: 1.4 miles more or less.

Beginning at a point on the road centerline located at 37 degrees 40 minutes 51.54 seconds North Latitude and -112 degrees 23 minutes 38.14 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,381,723.0 feet and Y = 10,213,067.2 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 37 degrees 40 minutes 37.08 seconds North Latitude and -112 degrees 22 minutes 032.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,386,962.0 feet and Y = 10,211,555.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 36 South Range 5 West, Section(s) 13,14, Salt Lake Base & Meridian See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4 Road Centerline Description Cover Page(s)

Popular Name: HILLSDALE TV TOWER ROAD

County: Garfield

County Road Number: 0324

State Geographic Information Database (SGID) Road Identification Number: RD090062.

Total Road Length: 1.4 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD090062	001	PVT	0.19 Miles	(not shown)
RD090062	002	BLM	1 Miles	A
RD090062	003	BLM	0.22 Miles	В
		Total Road Length	1.4	

^{*} Indicates that a Title V permit will be requested, is in process, or has been issued.

[†] Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF STANLEY HUNTINGTON

HILLSDALE TV TOWER ROAD

COUNTY ROAD NUMBER 0324

GARFIELD COUNTY, UTAH

State of Utah)
	: ss
County of Garfield)

STANLEY HUNTINGTON, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I have lived in Garfield County for 26 years.
- 2. I have traveled and am familiar with a road in Garfield County known as Hillsdale TV Tower Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1955, it followed the same route as in 2007 when I last observed it. Attached is a Garfield County map showing Hillsdale TV Tower Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. The County also identifies this road according to the road number listed above.
- 3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1955 and continuing through 1976 to 2007. Throughout this time period I have observed travel on the road by various means, including cars, trucks, maintenance vehicles, jeeps and ATV's. Throughout this time period, the road has been used weekly, weather permitting, for more than ten continuous years prior to 1976, and was used weekly, weather permitting, in 2007.

- 4. Throughout the time period from 1955 to 2007, I have used the road myself for wood gathering, hunting, trapping and traveling in and through the area.
- 5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus camping, farming, livestock operations, recreation, irrigation water access, mining, rock hounding and government access.
- 6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
 - 7. Prior to 1976, I observed the graded surface of the road.

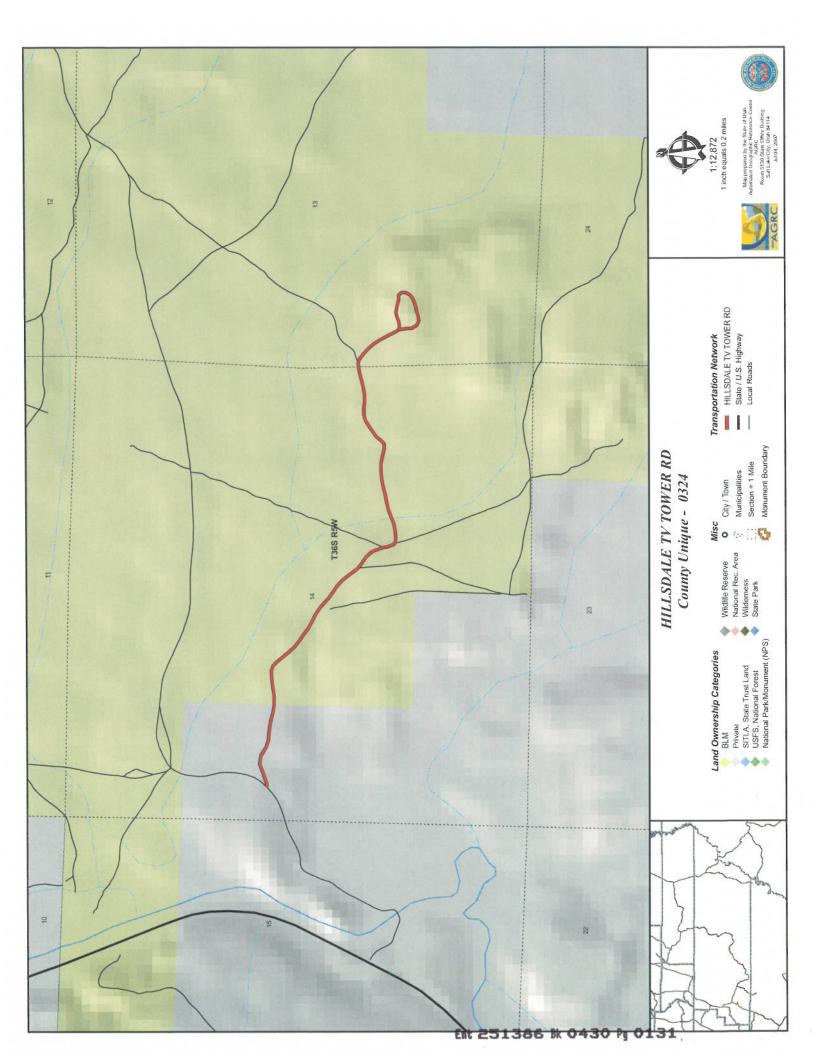
 Dated this /2 day of July, 2007.

STANLEY HUNTINGTON

SUBSCRIBED AND SWORN to before me this _____day of July, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Sait Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

Slovia Solvada



AFFIDAVIT OF LOWELL HUNTINGTON

HILLSDALE TV TOWER ROAD

COUNTY ROAD NUMBER 0324

GARFIELD COUNTY, UTAH

State of Utah)
	: SS
County of Garfield)

LOWELL HUNTINGTON, being first duly sworn, deposes and states as follows:

- 1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I have lived in Garfield County for 62 years.
- 2. I have traveled and am familiar with a road in Garfield County known as Hillsdale TV Tower Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1954, it followed the same route as in 2005 when I last observed it. Attached is a Garfield County map showing Hillsdale TV Tower Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map. The County also identifies this road according to the road number listed above.
- 3. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1954 and continuing through 1976 to 2005. Throughout this time period I have observed travel on the road by various means, including cars, trucks, maintenance vehicles, jeeps and ATV's. Throughout this time period, the road has been used monthly for more than ten continuous years prior to 1976, and was used monthly in 2005.

- 4. Throughout the time period from 1954 to 2005, I have used the road myself for wood gathering, hunting, trapping and traveling in and through the area.
- 5. Throughout the time period described in the previous paragraph, I observed vehicles using the road at various times for the uses described in the previous paragraph, plus communications access, camping, rock hounding and government access.
- 6. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
- 7. Prior to 1976, I observed graders performing maintenance and construction activities on the road.

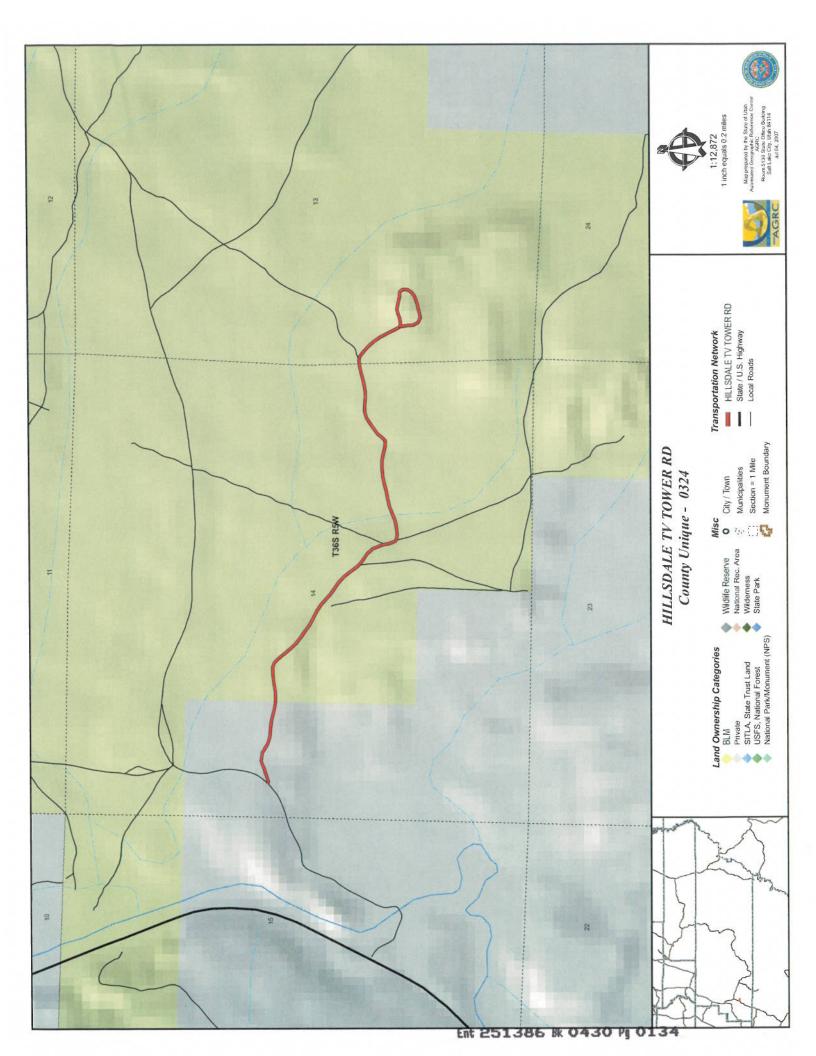
Dated this 9 day of July, 2007.

LOWELL HUNTINGTON

SUBSCRIBED AND SWORN to before me this 9th day of July, 2007.

Notary Public
GLORIA SCHRADER
5110 State Office Bidg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC



Appendix A to Attachment 4

Popular Name: HILLSDALE TV TOWER ROAD

County: Garfield

County Road Number: 0324

State Geographic Information Database (SGID) Road Identification Number: RD090062.

Road-Segment Number: 002

Road-Segment Length: 1 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse: Township 36 South Range 5 West, Section(s) 13,14, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HILLSDALE TV TOWER ROAD)-- Segment 002 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 37 degrees 40 minutes 50.77 seconds North Latitude and -112 degrees 23 minutes 26.46 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,382,661.2 feet and Y = 10.212.980.0 feet; thence the following courses along the said road center line:

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thence South 88 Degrees 06 Minutes 07 Seconds East thence North 86 Degrees 57 Minutes 22 Seconds East thence North 81 Degrees 32 Minutes 14 Seconds East thence North 82 Degrees 49 Minutes 23 Seconds East thence North 88 Degrees 14 Minutes 52 Seconds East thence South 70 Degrees 48 Minutes 30 Seconds East thence South 47 Degrees 00 Minutes 51 Seconds East thence South 40 Degrees 13 Minutes 42 Seconds East thence South 39 Degrees 46 Minutes 03 Seconds East thence South 42 Degrees 41 Minutes 44 Seconds East 91.4 feet thence South 51 Degrees 50 Minutes 27 Seconds East 89.7 feet
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thence South 55 Degrees 44 Minutes 30 Seconds East 89.7 feet
thence South 52 Degrees 44 Minutes 09 Seconds East 86.1 feet
thence South 62 Degrees 05 Minutes 13 Seconds East 91.6 feet
thence South 63 Degrees 04 Minutes 58 Seconds East 89.7 feet
thence South 56 Degrees 22 Minutes 28 Seconds East 87 feet
thence South 49 Degrees 13 Minutes 06 Seconds East 88.4 feet
thence South 48 Degrees 23 Minutes 54 Seconds East 68.8 feet
thence South 52 Degrees 18 Minutes 20 Seconds East 66.6 feet
thence South 57 Degrees 35 Minutes 44 Seconds East 85 feet
thence South 49 Degrees 30 Minutes 12 Seconds East 91.9 feet
thence South 37 Degrees 38 Minutes 44 Seconds East 95.8 feet
thence South 36 Degrees 49 Minutes 02 Seconds East 105.3 feet
thence South 44 Degrees 11 Minutes 44 Seconds East 36 feet
thence South 46 Degrees 28 Minutes 24 Seconds East 11.4 feet
thence South 49 Degrees 30 Minutes 18 Seconds East 41.2 feet
thence South 57 Degrees 15 Minutes 51 Seconds East 96.3 feet
thence South 42 Degrees 19 Minutes 17 Seconds East 93.6 feet
thence South 20 Degrees 47 Minutes 29 Seconds East 95.6 feet
thence South 16 Degrees 54 Minutes 20 Seconds East 55.1 feet
thence South 12 Degrees 03 Minutes 00 Seconds East 33.9 feet
thence South 20 Degrees 03 Minutes 04 Seconds East 81.6 feet
thence South 47 Degrees 07 Minutes 21 Seconds East 29.3 feet
thence South 81 Degrees 59 Minutes 12 Seconds East 56.7 feet
thence North 83 Degrees 38 Minutes 16 Seconds East 80.8 feet
thence North 77 Degrees 18 Minutes 34 Seconds East 85.7 feet
thence North 68 Degrees 06 Minutes 01 Seconds East 84.7 feet
thence North 68 Degrees 48 Minutes 44 Seconds East 87.5 feet
thence North 78 Degrees 51 Minutes 02 Seconds East 87.2 feet
thence North 78 Degrees 20 Minutes 38 Seconds East 88.4 feet
thence North 74 Degrees 50 Minutes 42 Seconds East
                                                    89.6 feet
thence North 78 Degrees 52 Minutes 21 Seconds East 90.9 feet
thence North 84 Degrees 44 Minutes 06 Seconds East 87.3 feet
thence North 89 Degrees 28 Minutes 42 Seconds East 86.6 feet
thence South 79 Degrees 15 Minutes 29 Seconds East 83.9 feet
thence South 74 Degrees 27 Minutes 18 Seconds East 80.5 feet
thence South 89 Degrees 08 Minutes 49 Seconds East 65 feet
thence North 50 Degrees 49 Minutes 11 Seconds East 54.4 feet
thence North 36 Degrees 54 Minutes 12 Seconds East 66.7 feet
thence North 52 Degrees 17 Minutes 24 Seconds East 70.2 feet
thence North 56 Degrees 29 Minutes 06 Seconds East 76.1 feet
thence North 57 Degrees 35 Minutes 06 Seconds East 75.9 feet
thence North 73 Degrees 13 Minutes 07 Seconds East 72.9 feet
thence South 89 Degrees 33 Minutes 37 Seconds East 75.8 feet
thence South 85 Degrees 58 Minutes 45 Seconds East 78.3 feet
thence North 88 Degrees 58 Minutes 35 Seconds East 78.4 feet
thence North 81 Degrees 23 Minutes 17 Seconds East 74.9 feet
thence North 77 Degrees 03 Minutes 12 Seconds East 72 feet
thence North 74 Degrees 27 Minutes 47 Seconds East 72.4 feet
thence North 76 Degrees 10 Minutes 09 Seconds East 71.6 feet
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thence North 84 Degrees 09 Minutes 01 Seconds East 32.4 feet thence North 84 Degrees 09 Minutes 00 Seconds East 35.5 feet thence North 89 Degrees 41 Minutes 44 Seconds East 12.1 feet thence South 72 Degrees 14 Minutes 38 Seconds East 15.9 feet thence South 78 Degrees 59 Minutes 40 Seconds East 11.7 feet thence South 68 Degrees 59 Minutes 11 Seconds East 14.4 feet thence South 54 Degrees 05 Minutes 28 Seconds East 74.4 feet thence South 45 Degrees 18 Minutes 15 Seconds East 82.6 feet thence South 41 Degrees 26 Minutes 51 Seconds East 82.8 feet thence South 29 Degrees 00 Minutes 37 Seconds East 78.6 feet thence South 26 Degrees 39 Minutes 02 Seconds East 76.9 feet thence South 28 Degrees 00 Minutes 54 Seconds East 73.4 feet
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thence South 31 Degrees 57 Minutes 20 Seconds East 28.1 feet more or less to **the ending point at:** 37 degrees 40 minutes 37.08 seconds North Latitude and -112 degrees 22 minutes 032.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,386,962.0 feet and Y = 10,211,555.0 feet.

Appendix B to Attachment 4

Popular Name: HILLSDALE TV TOWER ROAD

County: Garfield

County Road Number: 0324

State Geographic Information Database (SGID) Road Identification Number: RD090062.

Road-Segment Number: 003

Road-Segment Length: 0.22 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 36 South Range 5 West, Section(s) 13, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (HILLSDALE TV TOWER ROAD)-- Segment 003 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 37 degrees 40 minutes 37.08 seconds North Latitude and -112 degrees 22 minutes 032.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,386,962.0 feet and Y = 10.211,555.0 feet; thence the following courses along the said road center line:

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thence South 12 Degrees 23 Minutes 57 Seconds East thence South 08 Degrees 49 Minutes 17 Seconds East 68.7 feet thence South 03 Degrees 41 Minutes 14 Seconds East 66.7 feet thence South 28 Degrees 27 Minutes 51 Seconds East 63.3 feet thence South 64 Degrees 19 Minutes 20 Seconds East 57.7 feet thence North 84 Degrees 01 Minutes 21 Seconds East 49.8 feet thence North 71 Degrees 41 Minutes 29 Seconds East 55.2 feet thence North 76 Degrees 13 Minutes 32 Seconds East 56.3 feet thence North 76 Degrees 15 Minutes 15 Seconds East 53.6 feet thence North 67 Degrees 29 Minutes 31 Seconds East 52.1 feet thence North 51 Degrees 26 Minutes 08 Seconds East 51.4 feet
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thence North 32 Degrees 33 Minutes 51 Seconds East 50.8 feet
thence North 04 Degrees 11 Minutes 17 Seconds East 46.1 feet
thence North 17 Degrees 49 Minutes 47 Seconds West 13.1 feet
thence North 42 Degrees 31 Minutes 09 Seconds West 43 feet
thence North 89 Degrees 08 Minutes 06 Seconds West 48.2 feet
thence North 76 Degrees 48 Minutes 31 Seconds West 50.6 feet
thence North 76 Degrees 16 Minutes 05 Seconds West 55.5 feet
thence North 83 Degrees 22 Minutes 12 Seconds West 48.9 feet
thence South 76 Degrees 18 Minutes 11 Seconds West 49.6 feet
thence South 67 Degrees 12 Minutes 19 Seconds West 55.8 feet
thence South 82 Degrees 42 Minutes 01 Seconds West 53.9 feet
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thence North 84 Degrees 00 Minutes 49 Seconds West 41.9 feet more or less to the ending point at: 37 degrees 40 minutes 37.08 seconds North Latitude and -112 degrees 22 minutes 032.8 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,386,962.0 feet and Y = 10,211,555.0 feet.